

Senate Study Bill 3138 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL BY
CHAIRPERSON SMITH)

A BILL FOR

1 An Act relating to energy conservation requirements contained
2 within the state building code or adopted by governmental
3 subdivisions, and including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 103A.8A, Code 2018, is amended to read
2 as follows:

3 **103A.8A Energy conservation requirements.**

4 1. a. The state building code commissioner shall adopt
5 as a part of the state building code a requirement that
6 ~~new~~ single-family or two-family residential construction
7 shall comply with energy conservation requirements. The
8 requirements shall be adopted by the commissioner and approved
9 by the council no later than July 1, 2018, and shall be
10 ~~based upon a nationally recognized standard or code for~~
11 ~~energy conservation. The requirements shall only apply to~~
12 ~~single-family or two-family residential construction commenced~~
13 ~~after the adoption of the requirements~~ the international
14 energy conservation code, 2018 edition. In approving the
15 requirements, the council may make modifications to such
16 requirements as the council deems necessary by a majority vote
17 of the members.

18 b. Notwithstanding any other provision of ~~this chapter~~ to
19 the contrary, the energy conservation requirements adopted
20 by the commissioner and approved by the council pursuant to
21 paragraph "a" shall apply to ~~new~~ all single-family or two-family
22 residential construction commenced on or after July 1, ~~2008,~~
23 ~~and shall supersede and replace any minimum requirements for~~
24 ~~energy conservation adopted or enacted by a governmental~~
25 ~~subdivision prior to that date applicable to such construction~~
26 2018. The state building code commissioner may provide
27 training to builders, contractors, and other interested persons
28 on the adopted energy conservation requirements.

29 2. Notwithstanding subsection 1, a governmental subdivision
30 may, no later than December 21, 2018, adopt minimum energy
31 conservation requirements applicable to residential
32 construction described in subsection 1 that are not less
33 restrictive than the minimum energy conservation requirements
34 adopted by the commissioner and approved by the council.
35 If adopted, such requirements shall apply to residential

1 construction within the governmental subdivision in lieu of the
2 energy conservation requirements adopted by the commissioner
3 and approved by the council.

4 Sec. 2. Section 103A.10, subsection 5, Code 2018, is amended
5 by striking the subsection.

6 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate
7 importance, takes effect upon enactment.

8 EXPLANATION

9 The inclusion of this explanation does not constitute agreement with
10 the explanation's substance by the members of the general assembly.

11 This bill relates to energy conservation requirements
12 contained within the state building code or adopted by
13 governmental subdivisions.

14 Code section 103A.8A requires new single-family or
15 two-family residential construction commenced on or after
16 July 1, 2008, to comply with energy conservation requirements
17 adopted by the state building code commissioner and approved by
18 the state building code advisory council. "New construction",
19 as defined in Code chapter 103A, is expressly made inapplicable
20 to building renovations and repairs. The energy conservation
21 requirements adopted by the commissioner and approved by the
22 council supersede and replace any minimum energy conservation
23 requirements adopted by a governmental subdivision.

24 The bill amends Code section 103A.8A to provide that the
25 energy conservation requirements shall be adopted by the
26 commissioner and approved by the council no later than July
27 1, 2018, and shall be based upon the 2018 edition of the
28 international energy conservation code. In approving the
29 requirements, the council may make modifications by a majority
30 vote of the members. The bill provides that all single-family
31 or two-family residential construction commenced on or after
32 July 1, 2018, shall comply with the energy conservation
33 requirements, extending the requirements to existing residence
34 renovations and repairs.

35 The bill removes language from Code section 103A.8A that

1 provides that the energy conservation requirements adopted by
2 the commissioner and approved by the council are to supersede
3 any minimum requirements adopted by a governmental subdivision.
4 The bill makes conforming changes consistent with this
5 modification in Code section 103A.10(5).

6 The bill provides that a governmental subdivision may, no
7 later than December 21, 2018, adopt minimum energy conservation
8 requirements for residential construction that are not less
9 restrictive than the minimum energy conservation requirements
10 adopted by the commissioner and approved by the council. If
11 a governmental subdivision adopts such minimum requirements,
12 then applicable residential construction must comply with the
13 requirements adopted by the governmental subdivision.

14 The bill takes effect upon enactment.